

HOUSE BILL 645  
By Cochran

AN ACT to amend Tennessee Code Annotated, Section 39-13-213, relative to vehicular homicide.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. This act shall be known and may be cited as the "Rachel Clawson Act of 2005".

SECTION 2. Tennessee Code Annotated, Section 39-13-213(a), is amended by deleting the word "or" at the end of subdivision (1), by deleting the period at the end of subdivision (2) and by substituting instead the language and punctuation "; or" and by adding a new subdivision thereto, as follows:

(3) As the proximate cause of the driver's failure to exercise due care, or inadvertence or inattention, in a construction zone or a school safety zone.

SECTION 3. Tennessee Code Annotated, Section 39-13-213, is amended by designating the existing language of subsection (b) as subdivision (b)(1) and by adding a new subdivision thereto, as follows:

(2) Vehicular homicide that is the proximate result of a failure to exercise due care, or inadvertence or inattention, in a construction zone or a school safety zone is a Class D felony.

SECTION 4. This act shall take effect July 1, 2005, the public welfare requiring it.